

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

EDWARD L. GILMORE,

Plaintiff,

v.

ERIC HOLDER,
in his official capacity as
Attorney General of the United States,

Defendant.

Civil Action No. 1:13-cv-789
(LMB/IDD)

DEFENDANT'S AMENDED TRIAL EXHIBIT LIST

Pursuant to this Court's Order of May 29, 2014 (Dkt. No. 147), Defendant, through its undersigned counsel, hereby respectfully submits the following amended list of potential exhibits for the trial of the above-captioned matter. Defendant reserves the right to elect not to seek the introduction of any of these exhibits at trial, and to re-arrange the numbering sequence prior to trial.

EXHIBITS

Pursuant to this Court's Order of November 15, 2013 (ECF No. 31), this list does not include exhibits that Defendant might seek to introduce as impeachment and/or rebuttal evidence. Moreover, Defendant reserves the right to use demonstrative exhibits during the testimony of certain of its witnesses in order to assist the trier-of-fact.

Defendant also reserves the right to use any exhibits listed on Plaintiff's Exhibit List.

No.	Date	Description	Bates-Stamp
1.	10/21/2006	Request for Additional SES Positions	DEA-00001483-1501
2.		BQL, QL, ML, lists (2002-2005)	DEA-00001915-1923
3.		Administrator Tandy SES Binder Materials Part 1: SES Lists, Executive Summaries & Candidate Application Cover Sheets	DEA-00002554-2775
4.		Administrator Tandy SES Binder Materials Part 2: SES Lists & ASAC Experience Lists	DEA-00003127-3151
5.	10/18/2007	E-Mail from K. Tandy to M. Leonhart	DEA-00000958-59
6.	10/18/2007	Email from K. Tandy to M. Leonhart	DEA-00000960-61
7.	10/18/2007	Email from K. Tandy to M. Leonhart	DEA-00000962-963
8.	10/18/2007	SES Cable	Def.'s Mot. to Dismiss, Exhibit H
9.	2/24/2004	SES Application Handbook	DEA-ROI-0000324-345
10.		Lee Lofthus Talking Points	DEA-00000515-516
11.		Annual Performance Appraisal for period 1/30/2006- 12/31/2006	DEA-00000001-16
12.	8/3/2005	Declaration from M. Leonhart and Transcript of August 3, 2005 Career Board Meeting Audio File Excerpts	Def.'s Mot. for Sum. Judg., Exhibit JJ
13.	2/13/2006	Email chain from K. Tandy to M. Leonhart re Security Programs	DEA-00000607

No.	Date	Description	Bates-Stamp
14.	5/24/2006	Email from E. Gilmore to M. Leonhart re Career Status	DEA-00000577
15.	6/26/2006	Email chain between E. Gilmore and M. Leonhart re Background Investigation	DEA-00000578-79
16.	6/26/2006	Email chain between E. Gilmore and M. Leonhart re Background Investigation (contd.)	DEA-00000583-86
17.	8/18/2006	Email from E. Gilmore to M. Leonhart et al., re Security Clearances for TFOs	DEA-00000589
18.	9/26/2006	Email from M. Leonhart to R. Guevara copying Gilmore et al., re Call from DOJ re DEA's progress with E-Quip	DEA-00000572
19.	1/22/2007	Memorandum re Approval to Change Performance Management Rating Cycle	DEA-00001891-1892
20.	2/15/2007	Memorandum re Notice of Change in Performance Rating Cycle	DEA-00001877-1878
21.	2/27/2007	Email from E. Gilmore to M. Leonhart et al., re Responses for the AD (eQIP)	DEA-00000593-94
22.	3/9/2007	Email from E. Gilmore to M. Leonhart et al., re MY DEA cell phone is in-op	DEA-00000595
23.	5/15/2007	Email from E. Gilmore to J. Kasson re Congrats	DEA-00000637
24.	6/15/2007	Handwritten notes from M. Leonhart conversation with R. Guevara	DEA-00003120-3122
25.	6/27/2007	Email from J. Kasson to E. Gilmore et al. re TFO status	DEA-00000638
26.	8/22/2007	Email from J. Dunlap to E. Gilmore et al. re eQIP	DEA-0000507-509

No.	Date	Description	Bates-Stamp
27.	10/4/2007	Memorandum from C. Kasch re 2007 Employee Performance Appraisals	DEA-00001721-1726
28.	10/9/2007	Annual Performance Appraisal for period 1/30/2007-9/312007	DEA-00000531-550
29.	10/22/2007	Email from E. Gilmore to J. Kasson re Please indulge me	ELG00000488
30.	12/12/2007	Email from J. Kasson to G. Davis regarding TFO backlog	DEA-00000633
31.	2007	DEA Organizational Chart	
32.		Administrator Leonhart's Handwritten Notes Regarding ASACs	DEA-000001924-1926
33.		Administrator Leonhart's Handwritten Notes Regarding Messrs. Gilmore and Biales	DEA-00000551-52
34.		SES Executive Summaries Submitted for Administrator Tandy's consideration	DEA-00002986-3066
35.		Administrator Leonhart's SES binder	DEA-00002776-2985
36.		Administrator Leonhart's hard copy documents and handwritten notes	DEA-00003067-3122
37.		Demonstrative Summaries	

**** While the Exhibits shall be delivered to the clerk as provided by Local Rule 79(A), certain exhibits were designated as confidential by the parties' protective order and will be filed under seal. The undersigned will file a motion to seal these documents promptly after conferring with counsel for plaintiff regarding such a motion.**

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 29, 2014, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of electronic filing to the following:

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